T-007

P.001

# FAX Transmission Sheet

# **BURR & BROWN**

Intellectual Property Practice

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# OFFICIAL BUSINESS

Date:

August 30, 2004

To:

Examiner: Jan M. Ludlow

Art Unit: 1743

Fax No.:

703-872-9306

From:

Stephen P. Burr

Subject:

U.S. Application Ser. No. 10/023,455

Filed: December 17, 2001

Conf. No.: 2269

Title: METHOD OF FORMING DETECTION SPOTS ON AN ANALYTE

DETECTION CHIP

Our Ref.:

796\_007

You should receive \_10\_ page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following paper(s) is/are being facsimile transmitted to 703-872-9306 at the Patent and Trademark Office on August 30, 2004:

Amendment Transmittal (in duplicate)

\_pages

Amendment (pages 1-7)

pages

This Cover Sheet

1\_ page

\_10\_\_

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## **BURR & BROWN**

			ENDMENT visions of 37 CFR 1	TRANSMITT	AL	· · · · · · · · · · · · · · · · · · ·				
Application Number	Application Number 10/023,4		·	Filing Date		December 17, 2001				
Group Art Unit			Examin	er Name	Jan M. Ludlow					
Confirmation No.	226	)	Λποrne	y Docket No.	796 007					
Inventor(s)	Tak	o OHNISHI, Toshika	OHNISHI, Toshikazu HIROTA and Shigeki KIRA			<u></u>				
				TECTION SPOTS ON AN ANALYTE DETECTION CHIP						
Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:  CLAIMS AS AMENDED										
(1)	(2) Claims Remain After Amendm		(4) Highest Numb Previously Pai		(6) Rate (Large Entity	(7) Additional Pos				
TOTAL CLAIMS	13	MINUS	20	0	\$18.00	\$00.00				
INDEP. CLAIMS	3	MINUS	3	0	\$86.00	\$00.00				
		TOTAL ADDITI	ONAL FEE F	OR THIS AMENDM	ENT	\$00.00				
made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.  This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:  One Month (37 CFR 1.17(a)(1)										
			TOTAL FEES							
	Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:									
	FEE PAYMENT									
<ul> <li>□ No additional fee is required.</li> <li>□ A check in the amount of \$ is enclosed.</li> <li>□ Charge Deposit Account 50-1446 in the amount of \$110.00. Enclosed is a duplicate copy of this sheet.</li> <li>□ Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.</li> </ul>										
	Stephen P. Bu	ır	Reg. No.	32,970	Customer No.	025191				
		· · · · · · · · · · · · · · · · · · ·	Téléphone	(315) 233-8300	Facsimile	(315) 233-8320				
Signature	×6	-plat			Date	August 30, 2004				
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PATENT AMENDMENT TRANSMITTAL (Provisions of 37 CFR 1.136 Apply)										
Application Number	Application Number 10/023,4		023,455		Filing Date		December 17, 2001			
Group Art Unit 174		1743	1743		Examiner Name		Jan M. Ludlow			
Confirmation No.		2269		Atlomey	Atlamey Dacket No.		796_007			
Inventor(s)		Takao OHNISHI, Toshikazu HIROTA and Shigeki KIRA								
· · · · · · · · · · · · · · · · · · ·			METHOD OF FORMING DETECTION SPOTS ON AN ANALYTE DETECTION							
Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:										
	I		- · · · · ·	AIMS AS AME	NDED	T	<del></del>			
(1)	Claims I	(2) Remaining mendment	(3)	(4) Highest Number Previously Paid		(6) Rate (Large Entity	(7) Additional Fee			
TOTAL CLAIMS	1	13	MINUS	20	0	\$18.00	\$00.00			
INDEP, CLAIMS		3	MINUS	3	0	\$86.00	. \$00.00			
		•	FÖTAL ADDITI	DNAL FEE FO	R THIS AMENDA	TENT	\$00.00			
			EX	TENSION OF	TERM					
Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.  This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:										
☑ One Month (37 CFR 1.17(a)(1)										
□ Two	Month (	(37 CFR 1	.17(a)(2)		\$420.00					
☐ Thre	ee Month	(37 CFR	1.17(a)(3)	• • • • • • • • • • • • • • • • • • • •	\$950.00					
, , , , , , , , , , , , , , , , , , , ,				TOTAL FEES	DUE					
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:										
FEE PAYMENT										
<ul> <li>□ No additional fee is required.</li> <li>□ A check in the amount of \$ is enclosed.</li> <li>□ Charge Deposit Account 50-1446 in the amount of \$110.00. Enclosed is a duplicate copy of this sheet.</li> <li>□ Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.</li> </ul>										
Submitted By:										
Name (Print Type) Stephen P. Burr			Reg. No.	32,970	Customer No.	025191				
			Telephone	(315) 233-8300	Facsimile	(315) 233-8320				
Signature X burnlul				Date	August 30, 2004					
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AUG 3 0 2004

Practitioner's Docket No.: 796\_007

**PATENT** 

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Takao OHNISHI, Toshikazu HIROTA and Shigeki KIRA

Ser. No.: 10/023,455

Group Art Unit: 1743

Filed: December 17, 2001

Examiner: Jan M. Ludlow

Confirmation No.: 2269

For

METHOD OF FORMING DETECTION SPOTS ON AN ANALYTE DETECTION

CHIP

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to 703-872-9306 in the Patent and Trademark Office on August 30, 2004.

Janet M. Steven

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **AMENDMENT**

Sir:

In response to the Office Action mailed June 30, 2004, please amend the aboveidentified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.